

Decision 03-06-009 June 5, 2003

BEFORE THE PUBLIC UTILITIES COMMISSION OF THE STATE OF CALIFORNIA

Application of Arch Wireless, Inc. and Paging Network, Inc. for Approval to Transfer Control of Paging Network, Inc. and Its California Operating Subsidiary, Paging Network of America, Inc., to Arch Wireless, Inc.

Application 00-11-057
(Filed November 15, 2000)

ORDER DISMISSING APPLICATION

By application dated November 15, 2000, Paging Network of America, Inc. (PageNet) sought authority for merger into Arch Wireless, Inc., a merger that subsequently was approved in Bankruptcy Court in the District of Delaware. Both PageNet and Arch Wireless operate as paging carriers under licenses granted by the Federal Communications Commission (FCC). However, PageNet at one time also had authority in California to offer interexchange services in conjunction with its paging service. Commission records show that PageNet's certificates of public convenience and necessity (CPCNs) for interexchange services have long since been revoked.¹ By letter dated April 14, 2003, counsel for Arch Wireless confirms that neither Arch Wireless nor any of its subsidiaries (including PageNet) offers reseller interexchange telephone services in California. Accordingly, he states that the authorization sought in Application (A.) 00-11-057 is moot and that the application may be dismissed.

¹ CPCNs for Paging Network of Los Angeles (U-2083-C and U-5758-C) and for Paging Network of San Francisco (U-2044-C) were revoked in Resolutions 15954 and 16634.

Comments on Draft Decision

The draft decision of the Administrative Law Judge in this matter was mailed to the parties in accordance with Pub. Util. Code § 311(d) and Rule 77.7 of the Rules of Practice and Procedure. No comments were filed.

Assignment of Proceeding

Susan P. Kennedy is the Assigned Commissioner and Glen Walker is the assigned Administrative Law Judge for this proceeding.

Findings of Fact

1. PageNet and Arch Wireless offer FCC-approved paging services.
2. The merger of PageNet into Arch Wireless has been approved by the Bankruptcy Court for the District of Delaware.
3. The authority of PageNet to offer interexchange telephone services in California has been revoked.

Conclusion of Law

In response to a written request on behalf of the parties, A.00-11-057 should be dismissed.

O R D E R

IT IS ORDERED that:

1. Application 00-11-057 is dismissed.

2. This proceeding is closed.

This order is effective today.

Dated June 5, 2003, at San Francisco, California.

MICHAEL R. PEEVEY
President

CARL W. WOOD
LORETTA M. LYNCH
GEOFFREY F. BROWN
SUSAN P. KENNEDY
Commissioners